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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 120 OF 2007
IN
CRIMINAL APPEAL NO. 1398 OF 2003

1. Mohammed Hanif Mohammed Ismail Sayed & ors. ... Applicants (Ori.Accd.Nos.2 & 5)

V/s

The State of Maharashtra ... Respondent

Mr. N.N. Gavankar i/by Khan Abdul Wahab for the applicants.

Mr. A.S. Shitole, A.P.P. for the respondent.

CORAM: D. G. DESHPANDE &
SMT. NISHITA MHATRE, JJ.

DATED: 3RD MAY, 2007.

P.C.:

1. This is an application by accused Nos. 3 and 5 for bail. Other accused have been granted bail by the Supreme Court. It is true that the application of the accused was rejected twice, firstly, on the ground that the paper book was not prepared and secondly, the appeal has not come on board for final hearing.

2. Now our attention is drawn to the order of the Supreme Court where bail was granted to accused No.4 and

accused Nos. 1 and 7 have also been granted bail by this Court by order dated 15.4.2005 and 23.3.2006. In view of this, the application No. 120 of 2007 of accused Nos. 3 and 5 also required to be allowed.

3. The application for bail is allowed in the same terms as laid down by the Supreme Court in order dated 4.3.2005 on the following conditions:-

(i) The applicants/original accused Nos. 3 and 5 be released on bail on P.R. bond of Rs. 15,000/- each with two solvent sureties in the like amount.

(ii) The applicants/original accused Nos. 3 and 5 shall report before the Station House Officer, Trombay Police Station, once in a week and shall not leave the jurisdiction of the Bombay Police without prior permission of the High Court.

3. Criminal application disposed of.

(D.G. DESHPANDE, J.)

(SMT. NISHITA MHATRE, J.)